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December 19, 2017

**By ECF**

Honorable Katherine Polk Failla  
United States District Court  
Southern District of New York  
40 Foley Square, Room 2103  
New York, New York 10007

Re: *Zappin v. Doyle*  
S.D.N.Y. No. 17 Civ. 8837 (KPF) (AJP)

Dear Judge Failla:

Pursuant to the Court's order dated December 18, 2017 (ECF No. 55), State Defendants<sup>1</sup> respectfully propose the following briefing schedule for Plaintiff Anthony Zappin's motion for a preliminary injunction:

Jan. 12, 2018	State Defendants' Last Day to Oppose Plaintiff's Motion for a Preliminary Injunction
Jan. 26, 2018	Plaintiff's Last Day to Submit His Reply, If Any, In Support of His Motion for a Preliminary Injunction

State Defendants reserve the right to assert all applicable defenses, including insufficient service of process and lack of subject matter jurisdiction.

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<sup>1</sup> The named State Defendants are Kevin M. Doyle, a staff attorney of the Attorney Grievance Committee of the Appellate Division, First Department; Ernest Collazo, an Attorney Grievance Committee panel chairman; Justices Deborah A. Kaplan and Matthew F. Cooper of Supreme Court, New York County; Presiding Justice Rolando T. Acosta and Justice Peter H. Moulton of the Appellate Division, First Department; Chief Administrative Judge Lawrence K. Marks; the Justices of the Appellate Division, First Department; and Robert Tembeckjian, Administrator and Counsel of the New York State Commission on Judicial Conduct.

We appreciate Your Honor's continued attention to this matter.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael A. Berg". The signature is stylized with several loops and a long horizontal stroke at the end.

Michael A. Berg  
Assistant Attorney General

cc: Anthony Zappin, Esq.  
Patricia Bailey, Esq.